Scott. II-37—45,000—8-1

Law General (1934) Departmen

MS SERIES.

G.O. No. 3452

DATED 4-12-34

[Despatch Abstract.]

[illegible] Vehicles. - Half yearly inspection - Four and fiv

[illegible] ers plying for hire in the South Kanara District

[illegible] reduction of fees - proposal of D.M. - Defer

Ref G- 127/M/34

South Kanara District Magistrate's Office,

Mangalore, dated 4th January 1934.

From

E. M. Gawne, Esq, I.C.S.,

District Magistrate,

South Kanara.

To

The Secretary to Government,

Law (General) Department,

Madras.

Sir,

Motor Vehicles 4 and 5 seater cars plying for hire--reduction of half-yearly inspection fee.

Ref: G. O. No. 3024 Law (General) Department dated 8th September 1933.

In the G. O. quoted above the Government stated that they were not prepared to reduce the half yearly inspection fee for 4 and 5 seater Taxis because they do not consider that this small reduction would have any effect towards inducing the owners of Taxi cars to license themselves properly. In my letter to Government dated 22nd March 1933 I had stated that if the Government would agree to this reduction I would endeavour to persuade the District Board to reduce their fee to Rs.20. The District Board has at its meeting held in December 1933 decided to reduce the fee for a 4 and 5 seater Taxi to the nominal amount of 4 annas a seat per quarter. This is a very considerable concession and if the half-yearly inspection fee could also be reduced from Rs.20 to Rs.5 the total annual tax which a 4 or 5 seater Taxi would have to pay would be reduced to Provincial Tax Rs.150, District Board Tax Rs.5, half-yearly inspection fee Rs.10 and "G" permit renewal Rs.8--Total Rs.173. This would involve the reduction of the Taxi fees by Rs.105 in the year and it would be a very material concession. If this concession was made known to the people of the District, I think that the co-operation of the public could be ob-

taired to see that all [illegible] were driven off the streets. [illegible] that [illegible] would be an additional tax [illegible] would be obtained Rs.68 would be credited to Government [illegible].

I request therefore that the Government [illegible] consider the matter in view of the decision of the South [illegible] trict Board so that atleast an effort [illegible] cars plying for hire from the 1st April [illegible].

[illegible]

[illegible]

L. S. G. Department

Circular No. 13347-1-C.L.T., dated the 6th April 1934.

Motor Vehicles - South Kanara District Board - Licence for the 4 and 5 seater cars plying for hire.

.....

I am directed to state that the Government understand that the South Kanara District Board has decided to reduce the licence fee for a 4 or 5 seater motor vehicle plying for hire to a maximum amount of annas 4 per seat per quarter. The Inspector of Municipal Councils and Local Boards is requested to report whether he has approved this proposal under the powers delegated to him in G.O.No.1478-L.S.G., dated the 14th March, 1934.

K. Narayana Ayyar,
Assistant Secretary.

To The Inspector of Municipal Councils and Local Boards.

FORWARDED
(By Order)

T.S. Ramalinga Ayya
Superintendent.

L.S.G.

Q4

C.F. 30.

Local Self-Government **DEPARTMENT.**

Received ..... 19 ..... *Registered* 19

17921 THS 26/M

Subject.

Motor vehicles - South Kanara District Board - regulations framed under Section 166(2). L. S. Sy (Loms) Dept.

Filed.
The Inspr may be reminded if necessary on 26.5.34.
RJ 26/4/34.

ENCLOSURES.
No. .....
.....
Spare copies .....

L.Dis. No.10301-34.

Station Mount Road., *Dated the* 19th April 1934.

From (Name) A.Mc.C.C. Tampoe Esq.,

(Designation) Inspector of Municipal Councils and Local Boards.

To The Secretary to the Government of Madras,

Local Self-Government Department.

Sir,

Ref:--Government Memo.No.13547-1-C.L & M.dated 6.4.34.

The regulations framed by the South Kanara District Board under Section 166(2) of the Local Boards Act as amended, have not yet been received in this office for approval.

A. Tampoe
Inspector.

nsr.20.4.34.

46A-1 Leg
23-3-34

5
Lfuel: 1566A
14.4.34

GOVERNMENT OF MADRAS
13 APR 1934
LAW DEPARTMENT

South Kanara District Magistrate's Office,

Mangalore, dated 10th April 1934.

From

E. M. Gawne, Esq, I.C.S.,

District Magistrate,

South Kanara.

To

The Secretary to Government,

Law (General) Department,

Madras.

Sir,

Motor Vehicles--4 and 5 seater cars plying for hire--reduction of half yearly inspection fee.

Ref:- My letter Ref. C1--127/M/34 dated 4th January 1934.

I invite the attention of Government to my letter quoted above and request the favour of early orders thereon.

Your obedient servant,

Gawne

Dt. Magistrate.

6

Land (Gen) Dept

1566A Memo No: 1566A-1 dt 16.4.34

Copied KK 17/4

5-2/16.4.

Motor vehicles Rules for hire. 4+5 Seater Cars. Reduction of half-yearly inspection fee. From the Dy. Comm. South Kanara Rep No C-1-127-M-34 dt 10.4.34.

—

The Dy. Comm. South Kanara is informed that the matter is still under the consideration of Govt and ~~that~~ may be ~~late~~ some time before orders are passed.

18/4/34

To the Dy Comm South Kanara.

KD 14.4.34. CW 14/4

Dmd 15.4.

Note. The subject is to be discussed in the forthcoming Collectors' Conference. The file is sent to Coll. The note for the Collectors' Conference will be put up as soon as the connected file is received from Coll.

KD 14-4-34 CW 14/4

Dmd 15/4

1 Leg (Rm) Dept

[C No 25464]

Sub: Motor Vehicles - South Kanara Dt BD - licence for four and five seater motor vehicles plying for hire.

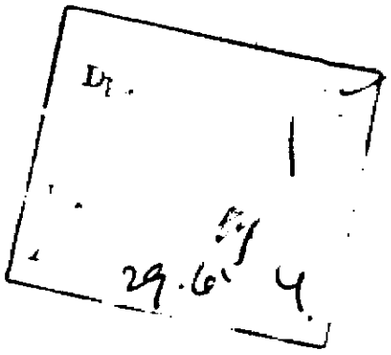
Memo: No 25464-1-C-Rm dt 28.6.34.

The attention of the Insptr of Rl. Cls & L. Bds. is invited to this letter Rm dis No 10301-34 dt 19.4.34 and he is requested to report whether the regulations framed by the S. Kanara Dt BD. under Section 166(2) of the M & B Act, 1920, have since been received and, if so, whether he has approved the BD's proposal to reduce the licence fee for a four or five seater motor vehicle plying for hire to a nominal amount of annas four per seat

per quarter.

27/6 7872
27 6 4

1cr 2476.



C

C.F. 30.

9

LOCAL SELF GOVERNMENT **DEPARTMENT.**

Received ..... 19 . *Registered* ..... 19 .

27597 /1917

Subject.

Motor Vehicles - South Kanara District Board - licence for four and five seater motor vehicles plying for hire.

ENCLOSURES.
No. .....
.....
Spare copies .....

R.O.C. No. 11860-34.

Station Mount Road, Madras *Dated the* 4th July 1934.

From (Name) A. Mc. G. C. Tampoe, Esq.,

(Designation) Inspector of Municipal Councils and Local Boards.

To The Secretary to the Government of Madras,

LOCAL SELF GOVERNMENT Department.

Sir,

Reference :- Government Memorandum No. 25464-1-C. L. & M., dated 28--6--34.

*****

1917-8 and 2 -

The regulations framed by the South Kanara District Board under Section 166 (2) of the Madras Local Boards Act as amended have since been received and they have also been approved. The rates of licence fees fixed by the District Board in the case of four and five seater motor taxies are Rs.3-12-0 and Rs. 2/- per seat per quarter respectively and not a nominal amount of annas 4 per seat per quarter.

FOR INSPECTOR.

S.S.N.5/7

1 / 10

Law (Genl.) Deptt

Motor Vehicle – 4 an 5 Seater cars
Polycy for hire. reduction of half-yearly
inspection fee.

(Cir. 464) From the D.M. S. Kanara. C/T 127/M/34
d. 4.1.34

D.S.

p 53 of (J) In Go. 3024, Law (Genl.) d. 9.9.33
the D.M. S. Kanara was informed that a
reduction in the fee levied for the
half-yearly inspection of 4 an 5 Seater
cars polycy for hire from Rs 20 to Rs 5 as
pp 1-3 of Go. ab. (J) proposed by him would have little or
no effect in checking the abuse complained
of since the proposed reduction was so
slight as compared with the total
addl. fees paid by such cars. Vide Para
four Seater Cars pay the following taxes & fees:

	p.a.
Provincial Tax —	Rs 150
D.C. Board tax under Mr Bailey's Bill	Rs 120 (maximum)
C. Permit-renewal —	Rs 8
Brake Certificate	Rs 40 (@ Rs 20 p. half year
Total	318

* The tax for a private Car is Rs 100 p.a.

p 3 of (J)

(D.S. Kanara. The D.C. Board tax is Rs 80)

2. 11

In connection with the examination of Mr Ganne's proposal it was pointed out that even if all Dt Boards levied their fees at Rs 80 (the rate now prevailing in Kanara) there would be a considerable difference — Rs 178 pa — between the total amounts payable by a taxi and a stage carriage plying for hire without a permit. If on the other hand, Dt Boards levied the maximum fee permissible under Mr Bailey's Bill (Rs 130 pa) the difference would be still greater viz Rs 218 pa.

2. Mr Ganne has now put forward proposals and has asked for a concession in the rates now in force. He states that the Dt Boards, S. Kanara, has decided to reduce the fee for a 4 or 5 seater car plying for hire to the nominal amount of 4 as per seat per quarter. This comes to Rs 5 pa. As pointed out by the DM, this is a very considerable concession as the total fee payable works out to

Provincial tax	Rs	150 pa
Dt Board tax	Rs	5
G Permit renewal fee	Rs	8
Brake Certificate	Rs	40
	Rs	203

If the brake certificate fee is reduced as proposed by the DM to Rs 5 per half year, the total fee payable will then be Rs 173 pa against Rs 278

12

than payable in the S. Kanara Dt. — a difference of Rs 10.5. : while the Dn. points out that an addl. tax of Rs 73 p.a. would be obtained thereby of which Rs 68 would be credited to Govt. Revenue

P 2 of

Pawl'tan = Rs 50 (addl.)
Brokers office fee & Pleaders renewal) - Rs 8
Rs 68

3. The proposal of the Dn S. Kanara seem reasonable in the circumstances now stated. It is doubtful, however, if other Dt. Boards will follow the example of the Dt. Boards S. Kanara and Kurnool. Any reduction in the brokers Certificate fee which may have the effect of the Dt. of S. Kanara as above be considered subject to the condition that the Dt. Boards continues to levy the Dt Boards licence fees was at the last year decided upon. Let both the Dns proposal may be supported by the Dept.

4. For orders. Pub (Police), L.S.G. & Fin. Masters are offer their remarks.

CB
Dt.
1911

× Arbitration as recommended by the Dn might perhaps be sanctioned in Southern Canara as an experimental measure for say two years. It would certainly be interesting here what result it would produce. Personally I would suggest that the experiment

× Arbitration Certificate fee from Rs 20 to Rs 40 per half year

13

4.

nd be Tried.

11.1

Genl: 46 A-1
11.1.34

Public (Police).
LSG
Fin

Public (Police) Dept

May be perused and passed on to L.S.G. In this connection reference may be invited to the views of the Comm. of Police at p. 5 of Govt No 3024 Law (Genl) of 9.9.33.

12/1.34

LSG

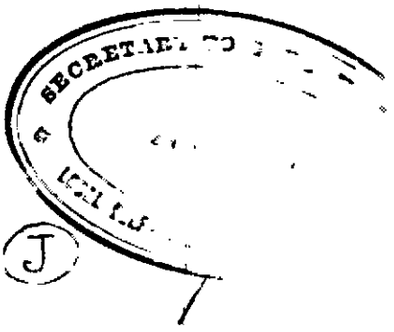
11/1/34

23.1.34

Pub (Police)

LSG (Law)

Please see the minutes of this Dept. on pp. 38, 43-44 and 46-48 of Govt No 3024 Law (Gl) of 9-9-33. This Dept. need not object to the reduction being tried as an experimental measure in S. Kanara Dt.



2. The proposal at A on p.1 of requires the sanction of the Govt before it can be given effect to. The S. Kanara Dt Bd has however not addressed the Govt upto now for such sanction. This Dept is therefore unable to say at present whether ~~it will be safe to assume~~ the reduction of the licence fees proposed by the Dt Bd on which the case for reduction of the half yearly inspection fees to some extent may be regarded as a fait accompli. With these remarks the file may be passed on to Finance Dept.

KV
28/1
30.1.34

Secy

Fin

Finance (Accts)

Lfgno 3208-1-C
13-2-34.

The District Magistrate, South Kanara proposes that the fee levied for the half-yearly inspection of 4 and 5 Seater motor cars plying for hire (Brake certificate fees) may be reduced from Rs 20 to Rs 5. The Law deptt suggests that the proposal may be sanctioned as an experimental measure for 2 years (from 1-4-34) in the South Kanara District only.

2

15 6

2. The same proposal (reduction of brake certificate fees from Rs 20 to Rs 5 per half year) was mainly made by the District Magistrate in March 1933 but it was not accepted by Govt as the proposed reduction in fee being so slight as compared with the total additional fees paid by cars plying for hire would have little or no effect in checking the abuse of private cars plying for hire without registering themselves as taxis.

The District Magistrate has now reported that the District Board, South Kanara has decided to reduce its licence fees for 4 & 5 seater taxis from Rs 80 to Rs 5 per annum. He has pointed out that if the brake certificate fees are also reduced by Govt as proposed by him there will be such a material reduction in the total fees paid by taxis, as to make it possible to check the abuse referred to at A above.

3. The position is as shown below:-

Particulars.	For 4 & 5 seater taxis. As at present now levied Rs	For 4 & 5 seater taxis. As proposed by the D.M. Rs	For Private cars. Tax that is likely to be levied. Rs
Provincial Tax (per year)	150	150	100
District Board licence fees (per year)	80	5	..
G-Permit fees (per year)	8	8	..
Brake Certificate fees (per year)	40	10	..
Total	278	173	100

10

In the first place, it may be noted that the reduction of the District Board ~~[illegible]~~ has not yet been addressed Govt. regarding ~~fee chargeable at present and approved by~~ the reduction of licence fees ~~fixed (vide Govt. Order [illegible])~~ and that any reduction that may be decided upon in regard to the brake certificate fees will be dependent on the actual reduction of the Dt. Board licence fee with the approval of Govt.

The immediate loss of revenue to Govt. by the reduction of the brake certificate fees from Rs 40 to Rs 10 per annum (vide S. Kanara Dt) would be about Rs 960 per annum. If this loss is to be made good, at least 15 private cars now irregularly plying for hire should register themselves as taxis. It seems doubtful whether this will actually happen, having regard to the fact that a private car has still to pay a total additional sum of Rs 73 per annum (Rs 68 to Govt + Rs 5 to the Dt. Board) if it registers itself as a taxi, instead of ~~[illegible]~~ running as a private car ~~[illegible]~~.

4. It is for orders whether in the above circumstances, the proposal of Law to reduce the brake certificate fees experimentally for 2 years from Rs 40 to Rs 10 per annum should be agreed to.

20.2.34 / 20.2.34

The fee is levied by Executive orders – Cf: G.O. No. 1520 Law (Genl) dt 1-5-1928 – and therefore will

Flag (V)

[S Number of taxis in N.Bn in S. Kanara — 32
Loss of revenue 32 × 30 = Rs 960.]

@ Additional fee & tax payable to Govt if a private car becomes a taxi: –
Rs
Permanent tax 50
Permit (Supplt) 8
Badge certificate 10
68

For 15 taxis, additional revenue = 68 × 15 = Rs 1,020.

no objection to a reduced fee being tried experimentally for a short period in one particular district.

This deptt may perhaps agree to the reduction of the fee in S Kanara experimentally for one year.

D.D.
5.3.34

S

H.S.
13.3.34

Law

Memo 503/A Arbr 1
13.3.34

Law (Genl) Dept

D.S.

This Dept suggests that the experiment be tried for a period of two years. Fin. agree to the proposed reduction of fee but would limit the period of experiment to one year. Police. Brake Certificate fees are levied once in six months and it seems doubtful if the effect of the proposed reduction could be gauged in a year's time. However, Fin's suggestion is agreed to, the draft below is for approval. It may be sent to Pub-(Police), D.S.G.A. Fin for acceptance.

may be accepted
D.S.
23.3.

D.D.
20.3

CM
22/3

9 | 8

C I don't think it is much good issuing this order until the D.B. have at least applied to Govt for sanction to reduce their fees for 4 & 5 seater Taxis ~~to nominal~~ 4 Annas per seat per quarter.

With LSG please say whether any such application has now reached that dept from the South Kanara District Board.

Dbrd.
23.3
LSG.

RECEIVED TO GOVERNMENT
23 MAR 1934
LOCAL SELF-GOVERNMENT DEPARTMENT

Hjard: 46 A-2
23.3.34

MW/23/3
13547

L.S.G. (L&M) recpt

Please see the previous note of this dept on pp 4–5 ante.

2. The regulations framed by the S. Kanara Dt Bd under Sec. 166(2) of the L.B. Act and which were sent to Govt for approval were returned to the D.B. for revision with reference to the model regulations issued with G.O.No.964 L&M dt 26.2.34. (The rates of licence fees charged by the Dt Bd are specified in the regulations.) The power (I) to accord previous approval to the regulations with reference to ~~the~~ the above section has since been delegated (2) to the Inspr of Mot. Vcls and LBs to whom the DB will submit the revised regulations for approval. The information required by the Law dept may be called for from the Inspector. The draft memo below

10

is for approval.

Memo No. 13547-1 e l am dated 6.6.34 from the Dept of Medl & Local Bds No. 17921, No. 10301-34 dated 13.4.34

Please see the reply of the Dept of Medl and Local Boards at p.4 c.f. The file may be returned to Law (Ge) Dept. No. 17921-1 e l am

Law (Ge), Dept

Law (Fin), Dept

Maybe seen for a month when the D.S.G. may be consulted. This file shd be available at the time of the Director's interview

29.4.34

DS.

The D.P.G. Dept may now be requested to say whether the Inspectn of Municipal Councils and Local Boards has received the regulations framed by the Dt. Board and whether they have been approved by him.

5164

12 JUN 1934

II 10

L&G (Com.) Dept

A draft memo to the Inspr calling for the information required by Law (Gl) is submitted for approval.

27/6/34 27/6/34

Ica 28/6.

7-8 cf [Issued as memo No 25-464-1-C Com. dt. 28.6.34]

59 cf. [illegible] C No 275-97. From the Inspr of Pol Cls + L. Bds. No 11860-34-04-7-34

[illegible] The Inspr of Pol. Cls + L. Bds reports that the regulations framed by the South Kanara Dt. Bd. and approved by him, the rates of licence fees fixed by the Dt. Bd. in the case of four and five seater motor taxis are Rs 3-12-0 and Rs 2-0-0 per seat per quarter respectively and not a nominal amount of annas four per seat per quarter. In the circumstances the draft order below would need revision. The file may be returned to Law (Gl) No.

L(Gl): 2878A 11-7-34

L&G no 275-97-1-C Com 11.7.34

10/7/34 10.7.34

Ica 11.7. Law (Gl) [illegible]

+2

24

Law (Genl) Dept.

The proposal of the D.M. South Kanara has so far proceeded on the assumption that the District Board licence fee will be only nominal — as four per cent. But it is now noticed that it is not so the case. The Annual fee for a ~~Lorry~~ four seater car is Rs 3-12-0 × 4 × 4 = 60 & for a five seater car is Rs 2 × 5 × 4 = 40. Finance may again see the Case: The draft will then be amended.

12-7-34.

12/7

This matter is now being considered with regard to the Presidency as a whole. Figures ~~as regards~~ of income & expenditure connected with the inspection of motor vehicles have been called for from each District. When is that file likely to be put up?

1·8.

Statements are still due from ~~from~~ Eight districts. The ones are being reminded separately

2.8.34.

28/8

This file may remain linked with the other file, action may be taken on both together

3·8

In view of the decision in the top file, the papers may go. 3272/19.11.34

be recast for future use.
As Mr Jaume has brought this matter
as a general question, it is for
consideration whether a reply should
be sent to him with use of his letter
in lieu of.

(R.
15.11.

Yes a reply may go to Mr Jaume.
Sd
16.11.

J.S.

A draft do to Jaume for
approval. After issue the papers
may be recalled.

(R
27.11

Draft do typed and sent.

(R.
26.11

Sd
27.11.